

merce, the defendants caused the articles to be held in a building that was accessible to rodents and insects, and caused the article to be exposed to contamination by rodents and insects, which acts resulted in the articles being adulterated.

CHARGE: 402(a)(3)—the rice and one lot of hominy grits contained rodent urine, one lot of hominy grits contained insects and insect larvae; and 402(a)(4)—all lots were held under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 7-30-63. Partnership—\$100 fine; individual—\$100 fine, and probation for 2 years.

29233. Hominy grits. (F.D.C. No. 48885. S. No. 14 V.)

INFORMATION FILED: 7-17-63, W. Dist. S.C., against Amos W. Julian, manager of a wholesale grocery warehouse, Seneca, S.C.

ALLEGED VIOLATIONS: Between 5-4-62 and 11-2-62, the defendant caused quantities of enriched white hominy grits, while held for sale after shipment in interstate commerce, to be held in a building which was accessible to rodents, and to be exposed to contamination by rodents which acts resulted in the articles being adulterated.

CHARGE: 402(a)(3)—contained rodent urine; and 402(a)(4)—held under insanitary conditions.

PLEA: Nolo contendere.

DISPOSITION: 11-20-63. \$500 fine.

29234. Rice and evaporated milk. (F.D.C. No. 48170. S. Nos. 42-836 T, 43-407 T, 43-458/9 T, 44-108 T.)

INFORMATION FILED: 3-5-63, E. Dist. Pa., against Solomon Sved, t/a Sol Sved, Philadelphia, Pa.

ALLEGED VIOLATIONS: Between 10-30-61 and 12-20-61, while a number of bags of rice were being held for sale after shipment in interstate commerce, the defendant caused such rice to be held in a building accessible to rodents and to be exposed to contamination by rodents, which acts resulted in the rice being adulterated.

In addition, the defendant caused a quantity of adulterated rice to be shipped from Pennsylvania to New Jersey on 12-19-61, and a quantity of adulterated evaporated milk to be shipped from Delaware to Pennsylvania on 3-20-62.

CHARGE: 402(a)(3)—a portion of the rice contained rodent excreta and rodent urine and the evaporated milk contained a decomposed substance; and 402(a)(4)—all lots of the rice had been held under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 12-18-63. Imprisonment for 3 months suspended, \$3,000 fine, and probation for 3 years.

29235. Cornmeal mush and cheese. (F.D.C. No. 49387. S. Nos. 27-560 X, 27-563/4 X.)

QUANTITY: 112 cases, each containing 10 1-lb. 14-oz. pkgs. of cornmeal mush, 10 boxes each containing 4 13-lb. pkgs. of cheddar cheese, and 10 boxes, each containing 4 13-lb. pkgs. of colby cheese, at Norfolk, Nebr.

SHIPPED: On 2-20-63, 2-25-63, and other unknown dates, from Missouri and Wisconsin.

LIBELED: 10-10-63, Dist. Nebr.

CHARGE: 402(a)(3)—the cornmeal mush contained insect larvae, and all the articles contained mold while held for sale.

DISPOSITION: 12-4-63. Default—destruction.

CHOCOLATE, CONFECTIONERY, AND RELATED PRODUCTS

CHOCOLATE PRODUCT

29236. Cocoa, cornmeal and corn puffs. (F.D.C. No. 48872. S. Nos. 20-781 T, 70-942 T, 70-945 T, 20-164 X.)

INFORMATION FILED: 8-30-63, N. Dist. Tex., against Schepps Grocer Supply, Inc., Dallas, Tex., and Abraham G. Schepps.

ALLEGED VIOLATIONS: Between 7-5-62 and 8-28-62, while quantities of cocoa, cornmeal and corn puffs were held for sale after shipment in interstate commerce, Abraham Schepps, at that time an individual trading as Schepps Grocer Supply, caused the cocoa to be exposed to contamination by DDT and the cornmeal and corn puffs to be held in a building accessible to rodents and insects and to be exposed to contamination by insects, which acts resulted in such articles being adulterated.

In addition, between 6-13-63 and 7-15-63, while a quantity of cornmeal was being held for sale after shipment in interstate commerce, Schepps Grocer Supply, Inc., and Abraham Schepps, at that time president of the corporation, caused such cornmeal to be held in a building accessible to insects and rodents and to be exposed to contamination by insects and rodents, which acts resulted in the cornmeal being adulterated.

CHARGE: 402(a)(3)—a portion of the cornmeal contained rodent urine and the corn puffs contained insects; and 402(a)(4)—the cocoa was held under insanitary conditions whereby it may have been rendered injurious to health and the other articles were held under insanitary conditions whereby they may have become contaminated with filth.

PLEA: Nolo contendere.

DISPOSITION: 10-22-63. Corporation fined \$500; individual fined \$150.

CONFECTIONERY*

29237. Tootsie Rolls (candy). (Inj. No. 412.)

COMPLAINT FOR INJUNCTION FILED: 8-8-61, Dist. N.J., against Sweets Company of America, a corporation, and Joseph T. Hand, treasurer.

CHARGE: The complaint alleged that the defendants operated at Hoboken, N.J., a plant which manufactured 4 kinds of candy under the brand name prefix "Tootsie" one of which was designated "Tootsie Rolls" and that the "Tootsie Rolls" were made in various size packages, among which was a "Multi-Pak," labeled as containing 9 ounces, which contained 6 individually wrapped pieces of candy. It was alleged further that prior to 1-1-61, each of the individually wrapped pieces of candy in the "Multi-Pak" carton were labeled as containing 1½ ounces; that on or about 1-1-61, the company cut the weight of each piece by ⅓ of an ounce namely to 1⅓ ounces; that the "Multi-Pak" carton remained

*See also No. 29211.